

RIGHT OF WAY AGREEMENT

STATE OF NORTH CAROLINA

COUNTY OF Robeson
TOWNSHIP Pembroke

PROJECT 6.462253
SECONDARY ROAD 1340
Parcel 5

120 Kenneth R. Maynor, Roderick G. Locklear, A. Bruce Jones and Adolph L. Dial, Trustees of Lumbee Regional Development Association.
Pembroke, NC
the undersigned owners of that certain property described in Deed Book 443 at page 140 in the Register of Deeds office of Robeson County, and bounded by

recognizing the benefits to said property by reason of the construction of the proposed highway development, and in consideration of the construction of said project, hereby grants to the Department of Transportation the right of way as herein described and releases the Department from all claims for damages by reason of said right of way across the lands of the undersigned, and of the past and future use thereof by the Department, its successors and assigns, for all purposes for which the Department is authorized by law to subject such right of way; said right of way being the width indicated and across said property as follows:

60 ft. in width measured 30 ft. on each side of the center line of the road, said center line to be located by the Department and the construction or improvement of said road shall constitute the selection of said center line; and such additional widths as might be necessary to provide for cut and fill slopes and drainage of road.

It is understood and agreed that the 60 ft. right of way hereinabove referred to has been staked upon the ground and the center line of the road is located in the center of the right of way stakes. It is further agreed that the property owners will erect no fencing or engage in cultivation upon the right of way described herein.

It is further understood and agreed that should circumstances, conditions, or actions by the North Carolina Department of Transportation delay or delete the proposed improvement of said road, that the right of way granted herein shall remain until such time as released by the North Carolina Department of Transportation.

There are no conditions to this agreement not expressed herein. The undersigned hereby covenant and warrant that they are the sole owners of said property; that they solely have the right to grant this right of way, and that they will forever warrant and defend the title to the same against the lawful claims of all persons whomsoever.

IN WITNESS WHEREOF, we have hereunto set our hands and affixed our seals this the 26th day of October, 1982. LUMBEE REGIONAL DEVELOPMENT ASSOCIATION

STATE OF NORTH CAROLINA, Robeson County

The foregoing certificate(s) of Phyllis M. Emanuel is (are) certified to be correct. This instrument was presented for registration this day and hour and duly recorded in the office of the Register of Deeds of

Robeson County, N.C., in Book 532 Page

120. This 31 day of March

A.D. 1983 at 8:30 o'clock P.M.

Re B. Fullman
Register of Deeds
Recorded and verified:

(For Improvement of Secondary Road)

Kenneth R. Maynor (SEAL)
Kenneth R. Maynor, Trustee
Roderick A. Locklear (SEAL)
Roderick A. Locklear, Trustee
A. Bruce Jones (SEAL)
A. Bruce Jones, Trustee
Adolph L. Dial (SEAL)
Adolph L. Dial, Trustee

(over)

DRAWN BY: Charles R. Palk CHECKED BY: Theresa S. Palk

120-A

STATE OF NORTH CAROLINA

COUNTY OF ROBESON

I, Phyllis M. Emanuel, a Notary Public of said county and state, do hereby certify that Kenneth R. Maynor, Roderick G. Locklear, A. Bruce

Trustee(s) Jones and Adolph L. Dial
~~XXXXXX~~, personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and notarial seal, this the 26th day of October

My Commission Expires: Oct. 28, 1985

Phyllis M. Emanuel
Notary Public



NORTH CAROLINA, Robeson COUNTY

The annexed certificate of Phyllis M. Emanuel a Notary Public of Robeson County, North Carolina, is certified to be correct.

This 31 day of March, 1983

David D. Fowler
REGISTER OF DEEDS

120-A